

**RE**

USDC SDNY  
DOCUMENT  
ELECTRONICALLY FILED  
DOC #  
DATE FILED: 4/19/07

**PEGALIS & ERICKSON, LLC**  
ATTORNEYS AND COUNSELORS AT LAW

**STEVEN E. PEGALIS**  
MEMBER OF NEW YORK & PENNSYLVANIA BARS  
**STEPHEN E. ERICKSON**  
MEMBER OF NEW YORK & NEW JERSEY BARS  
**ANNAMARIE BONDI-STODDARD**  
MEMBER OF NEW YORK & NEW JERSEY BARS  
**JAMES B. BAYDAR**  
**SANFORD B. NAGROTSKY**  
**RHONDA L. MEYER**  
**GERHARDT M. NIELSEN**  
**ROBERT V. FALLARINO**  
MEMBER OF NEW YORK & DISTRICT OF COLUMBIA BARS  
**LINDA M. OLIVA**

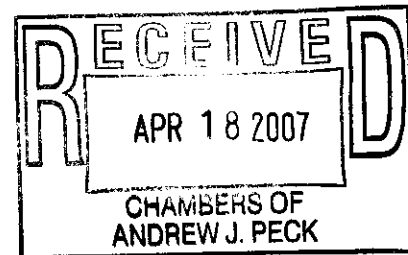
1 HOLLOW LANE  
SUITE 107  
LAKE SUCCESS, NEW YORK 11042  
(516) 884-2900  
(212) 517-8985  
(718) 587-7171  
TOLL FREE (888) 633-6257  
FAX (516) 884-2929  
www.pegalisanderickson.com  
DORI ANN CACIOPPO, RN  
NURSE CONSULTANT

**MEMO ENDORSED**  
-12

April 18, 2007

VIA FACSIMILE - 212-805-7933

Hon. Andrew J. Peck  
United States Magistrate Judge  
Daniel Patrick Moynihan  
United States Courthouse  
500 Pearl Street, Suite 1370  
New York, New York 10007



Re: Sakif, et al. v. The United States  
No. 06 CV 2719 (AJP)

Dear Judge Peck:

As you may recall, the United States Department of Health and Human Services has declined to certify as federal employees, Bronx Lebanon Hospital personnel with regard to the involvement in this present case.

At our last conference on April 5, 2007, you requested that we report back to you by tomorrow as to how we would be proceeding in this matter. We were just informed today that counsel has been assigned for both the hospital and the attending physician, Dr. Ham. We have been informed that Aaronson, Rappaport, Feinstein & Deutsch and Dwyer & Taglia will be representing the interests of the parties.

We are requesting an extension of two weeks in which to give you a further status report. We are forwarding copies of the

**PEGALIS & ERICKSON, LLC**

Hon. Andrew J. Peck  
April 18, 2007  
Page 2

pleadings as well as pertinent transcripts in this matter and hope to work out with newly assigned counsel the procedural issues of pursuing the case in the Supreme Court in the Bronx. According to Court documents, the Supreme Court case has never been discontinued and the index number is active.

Thank you for your assistance in this matter. If you have any questions, please do not hesitate to contact me.

Very truly yours,

PEGALIS & ERICKSON, LLC

*Rhonda L. Meyer*  
Rhonda L. Meyer

RLM:bc

cc: Gary Dwyer 212-227-6050 (via facsimile)  
Dwyer & Taglia

Elliot Zucker 212-593-6970 (via facsimile)  
Aaronson, Rappaport, Feinstein & Deutsch

Matthew Schwartz - 212-637-2750 (via facsimile)  
U.S. Attorney's Office

**MEMO ENDORSED** 4/18/07

1. Letter to S/S APPROVED

2. Mr. Meyer is to fax this and the World Justice Council.

SO ORDERED:

*Andrew J. Peck*  
Hon. Andrew J. Peck  
United States Magistrate Judge

**BY FAX**

**MEMO ENDORSED**

IT IS ORDERED that counsel to whom this Memo Endorsement is sent is responsible for faxing a copy to all counsel and retaining verification of such in counsel's case file. Do not fax or mail such verification to Cleveland.

# FAX TRANSMITTAL SHEET



**ANDREW J. PECK  
UNITED STATES MAGISTRATE JUDGE  
UNITED STATES DISTRICT COURT**

Southern District of New York  
United States Courthouse  
500 Pearl Street, Room 1370  
New York, N.Y. 10007-1312

Fax No.: (212) 805-7933  
Telephone No.: (212) 805-0036

**Dated:** April 19, 2007

**Total Number of Pages:** 3

TO	FAX NUMBER
Rhonda L. Meyer, Esq.	516-684-2939

## **TRANSCRIPTION:**

**MEMO ENDORSED 4/18/07**

1. Extension to 5/3 **APPROVED.**
2. Ms. Meyer is to fax this order to all other counsel.